



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

July 12, 2011

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

22 July 12, 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

AMENDMENTS TO CONTRACTS FOR STREET SWEEPING SERVICES FOR THE AREAS OF SOUTH WHITTIER, WEST WHITTIER, AND VALINDA/HACIENDA HEIGHTS (SUPERVISORIAL DISTRICTS 1 AND 4) (3 VOTES)

SUBJECT

This action is to extend existing contracts for street sweeping services on a month to month basis starting August 1, 2011, for up to six months due to a protest received on the current solicitation for replacement contracts for the areas of South Whittier, West Whittier, and Valinda/Hacienda Heights.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the work continues to be exempt from the provisions of the California Environmental Quality Act.
2. Find that these services continue to be more economically performed by an independent contractor than by County of Los Angeles employees.
3. Approve Amendment 1 to Contract No. 76596 with CleanStreet, Inc., for Street Sweeping Services in South Whittier to extend the contract on a month-to-month basis for up to six months starting August 1, 2011, at an amount of \$233,494 (\$38,916 per month) until a replacement contract is awarded, for a potential maximum contract sum of \$1,634,461 and a maximum contract term of 43 months. (Supervisorial Districts 1 and 4)
4. Approve Amendment 1 to Contract No. 76179 with R.F. Dickson Co., Inc., for Street Sweeping Services in Valinda/Hacienda Heights to extend the contract on a month-to-month basis for up to

six months starting August 1, 2011, at an amount of \$233,281 (\$38,880 per month) until a replacement contract is awarded, for a potential maximum contract sum of \$2,099,529, and a maximum contract term of 55 months. (Supervisory Districts 1 and 4)

5. Approve Amendment 2 to Contract No. 76180 with Joe's Sweeping, Inc., d.b.a. Nationwide Environmental Services, Inc., for Street Sweeping Services in West Whittier to extend the contract on a month to month basis for up to six months starting August 1, 2011, at an amount of \$82,234 (\$13,706 per month) until a replacement contract is awarded, for a potential maximum contract sum of \$740,106, and a maximum contract term of 55 months. (Supervisory Districts 1 and 4)

6. Authorize the Director of Public Works or her designee to increase each of the contract amounts up to an additional 10 percent of the contract sum for unforeseen, additional work within the scope of the contract, if required.

7. Authorize the Director of Public Works or her designee to execute the amendments upon proper execution by the contractors and approval as to form by County Counsel.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to extend these services on a month to month basis starting August 1, 2011, for up to six months while the Department of Public Works (Public Works) responds to a protest received on the current solicitation for replacement contracts. The extension of the services is necessary to ensure continuation of street sweeping services within the unincorporated County areas of South Whittier, West Whittier, and Valinda/Hacienda Heights.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The contractors who have the specialized expertise to provide these services accurately, efficiently, timely, cost effective, and in a responsive manner will support Public Works in meeting these goals.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The requested amount is \$233,494 for South Whittier, \$233,281 for Valinda/Hacienda Heights, and \$82,234 for West Whittier for the six-month period plus an additional 10 percent for each of the contract sums for unforeseen, additional work within the scope of the contracts and to allow for any increase in fuel cost and disposal fee adjustments in accordance with the contracts, if required. These amounts are based on a monthly amount of \$38,916 for South Whittier, \$38,880 for Valinda/Hacienda Heights, and \$13,707 for West Whittier. Funding for these services is included in the recommended Fiscal Year 2011-12 Road Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

On June 19, 2007, Agenda Item 78, your Board approved Contract No. 76179 with R.F. Dickson,

Inc., located in Downey, California, for Street Sweeping Services in Valinda/Hacienda Heights authorizing annual contract expenditures of \$466,562; and Contract No. 76180 with Joe's Sweeping, Inc., d.b.a. Nationwide Environmental Services, Inc., located in Norwalk, California, for Street Sweeping Services in West Whittier for \$164,458. These contracts commenced on July 1, 2007. The contracts were for an initial two year period with two 1-year renewal options for a maximum contract term of four years. Two renewal option years plus a 31 day extension were exercised for these contracts. In accordance with the contracts' terms, both contracts were extended for an additional 31 days commencing on July 1, 2011, without exceeding spending authority.

On June 10, 2008, Agenda Item 37, your Board approved Contract No. 76596 with CleanStreet, Inc., located in Gardena, California, for Street Sweeping Services in South Whittier authorizing annual contract expenditures of \$466,989 commencing on July 1, 2009. The contract was for an initial one-year period with two 1 year renewal options for a maximum contract term of three years. Two renewal option years plus a 31 day extension were exercised. In accordance with the contract's terms, the contract was extended for an additional 31 days commencing on July 1, 2011, without exceeding spending authority.

The contracts are set to expire on July 31, 2011, and these amendments will extend the contracts on a month-to-month basis for up to six months. All terms, conditions, requirements, prices, and specifications of the contract will remain unchanged.

A Request for Proposals (RFP) was released on February 10, 2011; however, a protest was received on June 6, 2011, for the areas of South Whittier, West Whittier, and Valinda/Hacienda Heights. On June 20, 2011, Public Works received verification that only South Whittier area will continue with the protest. Public Works is currently preparing an award letter for the areas of West Whittier and Valinda/Hacienda Heights. Therefore, we are requesting an extension of the existing contracts to continue these services.

The amendments, which are substantially reflected in the Enclosure, will continue the contracts' current terms, specifications, and conditions. The Director of Public Works or her designee will execute the amendments in accordance with your Board's authorization and only upon proper execution by the contractor and approval as to form by County Counsel.

ENVIRONMENTAL DOCUMENTATION

These services are categorically exempt from the provisions of the California Environmental Quality Act (CEQA). These services are within a class of projects that have been determined not to have a significant effect on the environment in that they meet the criteria set forth in Section 15301 (c) of CEQA.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval of the amendments will continue the current contracted services.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Administrative Services Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER
Director

GF:GZ:cg

Enclosures

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office

ENCLOSURE

SAMPLE
AMENDMENT 1 TO CONTRACT NOS. 76596, 76179;
AMENDMENT 2 TO CONTRACT NO. 76180

STREET SWEEPING SERVICES IN [NAME OF CONTRACTED AREA]

THIS AMENDMENT, made and entered into this ____ day of _____, 2011, by and between the COUNTY OF LOS ANGELES, a subdivision of the State of California, a body corporate and politic (hereinafter referred to as COUNTY) and [NAME OF CONTRACTOR] a California corporation (hereinafter referred to as CONTRACTOR).

WITNESSETH

WHEREAS, Contract No. _____ was entered into between the COUNTY and the CONTRACTOR, on _____, to provide street sweeping services in _____; for an initial period of two years with two 1-year renewal options (South Whittier - one year with two 1-year renewal options), and an additional 60-day extension; and

WHEREAS, the COUNTY has exercised all renewal options, and the County extended the Contract for a period not to exceed 31 days commencing July 1, 2011, and is set to expire on July 31, 2011; and

WHEREAS, the parties desire to further extend the contract beyond July 31, 2011, on a month-to-month basis for up to six months at an amount of \$233,494 for South Whittier, \$233,281 for Valinda/Hacienda Heights, and \$82,234 for West Whittier while the Department of Public Works responds to a protest received on the current solicitation for replacement contracts; and

WHEREAS, the CONTRACTOR is willing to continue to provide the service, under the Contract's existing terms and conditions, during the period as extended under this AMENDMENT; and

NOW, THEREFORE, in consideration of these facts and payment to be made by the COUNTY, the COUNTY and the CONTRACTOR agree that Contract No. _____ between them shall be amended as follows:

FIRST: The CONTRACTOR shall provide continuous performance of this Contract commencing on August 1, 2011, on a month-to-month basis up to the maximum period of six months, up to and including, January 31, 2012, unless the COUNTY provides written notice of nonrenewal at least ten days before the last day of any month, in which case this Contract shall expire as of midnight on the last day of that month.

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THIRD: Except as modified in the AMENDMENT, all terms, conditions, requirements, and specifications of the Contract, as amended shall remain in full force and effect.

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IN WITNESS WHEREOF, the COUNTY has, by order of its Board of Supervisors, caused these presents to be subscribed by the Director of Public Works, and the CONTRACTOR has subscribed its name by and through its duly authorized officers, as of the day, month, and year first written above.

COUNTY OF LOS ANGELES

By _____
Director of Public Works

APPROVED AS TO FORM:

ANDREA SHERIDAN ORDIN
County Counsel

By _____
Deputy

[NAME OF CONTRACTOR]

By _____
Its President

Type or Print Name

By _____
Its Secretary

Type or Print Name